

NEW CASTLE COUNTY COUNCIL  
July 14, 2020  
6:30 p.m.  
VIRTUAL ZOOM WEBINAR MEETING\*\*

AGENDA

- A. Call to Order  
Moment of Silence  
Pledge of Allegiance  
Roll Call
- B. Approval of Minutes
- C. Announcements
- D. Introduction of Ordinances

**°20-077: AMEND THE GRANTS BUDGET: APPROPRIATE \$205,375 IN ANTICIPATED STATE OF DELAWARE GRANT-IN-AID FUNDS TO THE ABSALOM JONES SENIOR CENTER FY2021, WHICH WILL BE ADMINISTERED BY THE DEPARTMENT OF COMMUNITY SERVICES. Introduced by: Mr. Hollins, Ms. Diller**

**°20-078: AMEND THE GRANTS BUDGET: FOR FY2020, APPROPRIATE \$30,000 FROM THE STATE OF DELAWARE DEPARTMENT OF HEALTH AND SOCIAL SERVICES, DIVISION OF SERVICES FOR AGING AND ADULTS WITH PHYSICAL DISABILITIES TO THE ABSALOM JONES SENIOR CENTER-VIRTUAL SOCIAL ACTIVITIES PROGRAM GRANT WHICH WILL BE ADMINISTERED BY THE DEPARTMENT OF COMMUNITY SERVICES. Introduced by: Mr. Hollins, Ms. Diller**

**°20-079: AMEND THE GRANTS BUDGET: APPROPRIATE \$1,582,960 FROM THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT TO A SPECIAL EMERGENCY SOLUTIONS GRANT (ESG) PROGRAM DESIGNATED AS ESG-CVII TO BE ADMINISTERED BY THE DEPARTMENT OF COMMUNITY SERVICES TO RESPOND TO THE CORONAVIRUS PANDEMIC. Introduced by: Mr. Hollins, Ms. Diller**

**°20-080: AMEND THE FY2020 APPROVED OPERATING BUDGET: APPROPRIATE STATE OF DELAWARE FUNDING RECEIVED FOR THE NEW CASTLE COUNTY POLICE EMPLOYEE'S RETIREMENT SYSTEM TO THE DEPARTMENT OF PUBLIC SAFETY EMPLOYEE BENEFITS BUDGETARY LINE ITEM. Introduced by: Mr. Smiley, Mr. Cartier**

**°20-081: TO DECLARE SURPLUS CERTAIN LANDS OF NEW CASTLE COUNTY ASSOCIATED WITH THE NEW CASTLE COUNTY AIRPORT AND TO AUTHORIZE THE TRANSFER OF LANDS TO THE STATE OF DELAWARE FOR A PUBLIC PURPOSE. Introduced by: Mr. Smiley**

**°20-082: AMEND THE FY2021 APPROVED OPERATING BUDGET: INCREASE THE AUTHORIZED POSITION COUNT FOR THE DEPARTMENT OF COMMUNITY SERVICES, DIVISION OF COMMUNITY DEVELOPMENT AND HOUSING, BY THREE TEMPORARY GRANT POSITIONS. Introduced by: Mr. Hollins, Ms. Diller**

**E. Reports from Select and Special Committees****F. Consent Calendar**

**R20-147: TRUTH AND RECONCILIATION HEARINGS ON RACISM IN DELAWARE “DELAWARE IS FREEDOM’S FIRST STATE. WILMINGTON IS FREEDOM’S FIRST CITY.” Introduced by: Mr. Hollins**

**R20-148: HONORING AND CELEBRATING THE LIFE AND LEGACY OF MARGARET BRICE JOHNSON. Introduced by: Ms. Hartley-Nagle**

NOTE: If an item on the Consent Calendar is objected to by a Council member, or a member of the public wishes to obtain additional information about the candidate or proposed legislation, or if a Councilmember intends to offer an amendment to a resolution, seek additional information, or state a conflict, it shall be removed from the Consent Calendar and voted upon separately.

**G. Presentations****H. Consideration of Resolutions Removed from the Consent Calendar and Other Resolutions**

**R20-149: AUTHORIZING THE EXECUTION OF ONE PURCHASE ORDER CONTRACT FOR COGSDALE CORPORATION FOR THE RENEWAL OF ANNUAL MAINTENANCE AND SOFTWARE LICENSING FEE FOR THE OFFICE OF TECHNOLOGY AND ADMINISTRATIVE SERVICES IN THE AMOUNT OF \$138,421.42. Introduced by: Mr. Smiley, Mr. Cartier**

**R20-150: AUTHORIZING THE EXECUTION OF ONE PURCHASE ORDER CONTRACT FOR N. HARRIS CORPORATION FOR THE RENEWAL OF ANNUAL MAINTENANCE OF CASHIERING SOFTWARE FOR THE OFFICE OF TECHNOLOGY AND ADMINISTRATIVE SERVICES IN THE AMOUNT OF \$54,455.15. Introduced by: Mr. Smiley, Mr. Cartier**

**R20-151: AUTHORIZING THE EXECUTION OF ONE PURCHASE ORDER CONTRACT FOR THE STATE OF DELAWARE, DEPARTMENT OF HEALTH AND SOCIAL SERVICES FOR ANIMAL CONTROL SERVICES AS MANDATED BY THE STATE OF DELAWARE FOR THE DEPARTMENT OF PUBLIC SAFETY IN THE AMOUNT OF \$1,607,178.71. Introduced by: Mr. Smiley, Mr. Cartier**

**R20-152: AUTHORIZING THE EXECUTION OF ONE PURCHASE ORDER CONTRACT FOR THE STATE OF DELAWARE DIVISION OF COMMUNICATION FOR THE YEARLY MAINTENANCE CONTRACT FOR VOLUNTEER FIRE SERVICE AND FIRST RESPONDER PAGING ALERT SYSTEM FOR THE DEPARTMENT OF PUBLIC SAFETY IN THE AMOUNT OF \$67,002.49. Introduced by: Mr. Smiley, Mr. Cartier**

**R20-153:** PLAN OF BLACKSTON COVE; APPOQUINIMINK HUNDRED; WEST SIDE OF SUMMIT BRIDGE ROAD, APPROXIMATELY 2,000 FEET SOUTH OF NOXONTOWN ROAD; MAJOR LAND DEVELOPMENT PLAN THAT PROPOSES TO SUBDIVIDE PARCEL 14-006.00-012 TO CREATE FOURTEEN (14) SINGLE FAMILY DWELLING LOTS; SR ZONING; APPLICATION NO. 2016-0233; COUNCIL DISTRICT 6. Introduced by: Mr. Carter

**R20-154:** IN OPPOSITION TO CRODA INC.'S PERMIT APPLICATION WITH THE DEPARTMENT OF NATURAL RESOURCES AND ENVIRONMENTAL CONTROL TO EXPAND PRODUCTION AT CRODA'S ATLAS POINT FACILITY. Introduced by: Mr. Street, Mr. Carter

#### I. Consideration of Ordinances

**°20-072:** AMEND THE PAY PLAN AND RATES OF PAY FOR CLASSIFIED SERVICE EMPLOYEES AND THE PAY PLAN AND RATES FOR CLASSIFIED SERVICE 40 HOUR WORK WEEK EMPLOYEES REPRESENTED BY THE DELAWARE PUBLIC EMPLOYEES COUNCIL 81, AFSCME, AFL-CIO, AFFILIATE LOCAL 1607. Introduced by: Ms. Hartley-Nagle

**°20-073:** AMEND THE GRANTS BUDGET: APPROPRIATE \$375,000 TO THE CONTRACTED POLICE DUTY REVOLVING FUND, WHICH IS ADMINISTERED BY THE DEPARTMENT OF PUBLIC SAFETY. Introduced by: Mr. Bell, Mr. Street

**°20-075:** AMENDING *NEW CASTLE COUNTY CODE* CH. 20 ("LAW ENFORCEMENT") TO BAN THE USE OF KNEE HOLDS, CHOKEHOLDS, AND SIMILAR PROCEDURES AS A METHOD OF RESTRAINT OR USE OF FORCE PROCEDURE. Introduced by: Mr. Carter, Mr. Hollins, Mr. Street, Ms. Durham

**°20-076:** AMENDING *NEW CASTLE COUNTY CODE* CH. 20 ("LAW ENFORCEMENT") REGARDING NEW CASTLE COUNTY POLICE OFFICERS AND THE DUTY TO INTERVENE AND REPORT IN RELATION TO UNAUTHORIZED OR EXCESSIVE USE OF FORCE. Introduced by: Mr. Carter, Mr. Hollins, Mr. Street, Ms. Durham

**°19-009:** REVISE ZONING MAP: WHITE CLAY CREEK HUNDRED, EAST SIDE OF NORTH OLD BALTIMORE PIKE, DIRECTLY ACROSS FROM BROWN'S LANE; 0 NORTH OLD BALTIMORE PIKE, TAX PARCEL NO. 09-030.00-110, 12.97 ACRES FROM NC21 (NEIGHBORHOOD CONSERVATION) TO ST (SUBURBAN TRANSITION) (The Exploratory Major Land Development Plan for **Eagle Hunt** proposes to rezone the property to ST for development of 24 townhouse lots on 12.97 acres. **2018-0581-S/Z.**) Introduced by: Mr. Woods

**SUBSTITUTE NO. 1 TO '19-116: TO AMEND *NEW CASTLE COUNTY CODE* CHAPTER 26 (“HUMAN RESOURCES”), ARTICLE 4 (“PENSIONS”), RELATING TO THE EMPLOYEES’ RETIREMENT SYSTEM, THE COUNTY EMPLOYEES’ PENSION PLAN AND THE COUNTY 2011 PENSION PLAN TO PROVIDE FOR SERVICE RETIREMENT ANNUITY AFTER TWENTY-FIVE YEARS OF CREDITED SERVICE FOR EMERGENCY MEDICAL SERVICES DIVISION EMPLOYEES AND EMERGENCY COMMUNICATIONS DIVISION EMPLOYEES AND PROVIDING FOR INCREASED EMPLOYEE CONTRIBUTIONS FROM EMERGENCY MEDICAL SERVICES DIVISION EMPLOYEES AND EMERGENCY COMMUNICATIONS DIVISION EMPLOYEES. Introduced by: Mr. Bell, Mr. Street**

**'19-120: TO AMEND *NEW CASTLE COUNTY CODE* CHAPTER 40 (“UNIFIED DEVELOPMENT CODE”), ARTICLE 31 (“PROCEDURES AND ADMINISTRATION”), SECTION 40.31.120 (“TEXT AMENDMENTS”) REGARDING CERTAIN PROPOSED TEXT AMENDMENTS. Introduced by: Mr. Carter**

**J. Time Sensitive Congratulatory/Honorary Resolutions**

**R20-155: COMMENDING GEORGE E. EVANS, ESQUIRE FOR THIRTY-SEVEN YEARS OF DISTINGUISHED SERVICE TO THE CHRISTINA SCHOOL DISTRICT. Introduced by: Mr. Street**

**K. Introduction/Consideration of Emergency Ordinances**

**L. Public Comment/Other**

**M. Motion to Adjourn**

**AGENDA POSTED: July 7, 2020**

\*The agenda is posted (7) seven days in advance of the scheduled meeting in compliance with 29 *Del. C.* Section 10004(e)(2).

\*\*In accordance with Governor Carney’s recently issued *Proclamation*, coupled with the Governor’s *Declaration of a State of Emergency*, New Castle County Council is holding this meeting as a telephone and video conference, utilizing **Zoom** Webinar. The link to join the meeting via computer, smart device, or smart phone is: <https://zoom.us/j/377322142>

You may also call into the meeting (audio) using the following call in numbers: 1-312-626-6799 or +1-646-558-8656 or +1-346-248-7799 or +1-669-900-9128 or +1-253-215-8782 or +1-301-715-8592. Then enter the Webinar ID: 377 322 142. If you do not have a good connection with one, please try the others. Additional information regarding phone functionality during the meeting is available at: <https://support.zoom.us/hc/en-us/articles/360029527911-Live-Training-Webinars>

Meeting materials, including a meeting agenda, legislation to be addressed during the meeting, and other materials related to the meeting are electronically accessible at <https://nccde.org/AgendaCenter/County-Council-1>

Members of the public joining the meeting utilizing the link or the call-in number will be provided an opportunity to make comments in real time. A comment period will be administered by a moderator to

ensure everyone has an opportunity to comment. You will not be able to speak until called upon by the moderator. There are functions in the program that allow you to do this. Please see the link in the previous paragraph.